



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation
on the 15th day of August, 2002

Essential Air Service at

**ALTOONA, PENNSYLVANIA
JOHNSTOWN, PENNSYLVANIA**

Under 49 U.S.C. 41731 *et seq.*

Served: August 20, 2002

**Docket OST-2002-11446
Docket OST-2002-11451**

ORDER EXTENDING SERVICE OBLIGATION

Summary

By this order, the Department is extending Chautauqua's service obligation at Altoona and Johnstown, PA, for an additional 30 days, through [September 30, 2002](#).¹

Background

On January 31, 2002, Chautauqua Airlines, Inc. (Chautauqua), filed a 90-day notice of its intent to suspend its unsubsidized service at Altoona and Johnstown, Pennsylvania, effective May 1, 2002. By Order 2002-4-6, April 5, 2002, the Department prohibited Chautauqua from suspending service at the communities for an initial 30-day period, through May 31, 2002, and requested proposals, with subsidy if necessary, from carriers interested in providing replacement service. As required by 49 U.S.C. 41734, we have extended Chautauqua's service obligation for additional 30-day periods, the latest through [August 30, 2002](#), by Order [2002-7-40](#).

By Order 2002-6-5, issued June 14, 2002, the Department set short-term final subsidy rates for Chautauqua's hold-in service at Altoona and Johnstown, effective May 1, 2002, until further Department action.

Colgan Air and Shuttle America have submitted subsidy proposals in this case. However, since this case will not be completed before the end of the current hold-in period, and as required by 49 U.S.C. 41734, we must continue to hold Chautauqua in for an additional 30-day period.

This order is issued under authority assigned in 14 CFR 385.12(k)(5).

This order is issued under authority delegated in 49 CFR 1.56a(f).

¹ Since September 29th is a Sunday, this hold-in period will end on Monday, September 30th. (See 14 CFR 302.08)

ACCORDINGLY,

1. The Department requires Chautauqua Airlines, Inc., to maintain essential air service at Altoona and Johnstown, Pennsylvania, consisting of three nonstop or one-stop round trips each weekday and weekend to Pittsburgh for an additional 30-day period, through [September 30, 2002](#), or until a carrier capable of providing reliable replacement service actually begins, whichever occurs first;²
2. The Department directs Chautauqua to retain all books, records, and other source and summary documents to support subsidy claims for payment and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;
3. Dockets OST-2002-11446 and 11451 will remain open until further order of the Department; and
4. The Department will serve a copy of this order on the Mayors and Airport Managers of Altoona and Johnstown, the Pennsylvania Department of Transportation and Chautauqua Airlines.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

RANDALL D. BENNETT

Director

Office of Aviation Analysis

(SEAL)

*An electronic version of this document is available on the World Wide Web at
<http://dms.dot.gov>*

² In accordance with 49 U.S.C. 41734(c), we will extend Chautauqua's service obligation for successive 30-day periods as necessary until replacement service actually begins.